SUPREME COURT OF THE UNITED STATES

October Term, 1969

McMANN *v.* ROSS ET AL.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

No. 153. Decided December 8, 1969

PER CURIAM.

Upon consideration of the suggestion of mootness by reason of the death of the respondent, Ross, the judgment of the Court of Appeals, as to Ross, is vacated and the case is remanded to the United States District Court for the Eastern District of New York with directions to dismiss the petition for writ of habeas corpus as moot.